

TODD M. LEVENTHAL, ESQ.
Leventhal and Associates, PLLC
Nevada Bar No. 8543
California Bar No. 223577
626 South Third Street
Las Vegas, Nevada 89101
PHONE: (702) 472-8686
leventhalandassociates@gmail.com
Counsel for Wade Forrest Cady

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

WADE FORREST CADY,

Defendants

Case No.: 2:21-mj-00439-EJY-1

**STIPULATION TO CONTINUE
HEARING**

(Fourth Request)

IT IS HEREBY STIPULATED AND AGREED by and between Christopher Chiou, Acting United States Attorney, and Mina Chang, Assistant United States Attorney, counsel for the United States of America, and Todd M. Leventhal, Esq., counsel for WADE FORREST CADY that the Status Conference set for April 13, 2022, be continued and set to a date and time convenient to this Court after May 10, 2022, in which date Defendant shall have completed all requirements. (Please note Mr. Leventhal will be out of jurisdiction 06-24-22 – 7/8/2022)

The Stipulation is entered into for the following reasons:

1. The defendant is not in custody and does not object to the continuance.
2. The parties agree to the continuance.
3. The defendant has been attending his required classes (see exhibit 1). He will have completed all requirements by May 10, 2022. Defendant needs additional time in order to complete all requirements.

4. Additionally, denial of the continuance could result in a miscarriage of justice. The additional time is excludable in computing the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) based on the factors outlined in §3161(h)(7)(B)(i), (iv).

This is the fourth stipulation to continue the Status Conference Hearing.

DATED: April 6, 2022

Submitted By: LEVENTHAL & ASSOCIATES, PLLC

By /s/ Todd M Leventhal
TODD M. LEVENTHAL
Counsel for Defendant Darnele Nelson

By /s/ Mina Chang
MINA CHANG
Assistant United States Attorney

TODD M. LEVENTHAL, ESQ.
Leventhal and Associates, PLLC
Nevada Bar No. 8543
California Bar No. 223577
626 South Third Street
Las Vegas, Nevada 89101
PHONE: (702) 472-8686
leventhalandassociates@gmail.com
Counsel for Wade Forrest Cady

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

WADE FORREST CADY,

Defendant

Case No.: 2:21-cr-mj-00439-EJY-1

**FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
ORDER**

FINDINGS OF FACT

Based on the pending stipulation of counsel, and good cause appearing therefore, the
Court finds that:

1. The defendant is not in custody and does not object to the continuance.
2. The parties agree to the continuance.
3. The defendant has been attending his required classes (see exhibit 1). He will
have completed all requirements by May 10, 2022. Defendant needs additional time in order to
complete all requirements.

4. Additionally, denial of the continuance could result in a miscarriage of justice.

1 The additional time is excludable in computing the time within which the trial must
2 commence under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) based on the factors
3 outlined in §3161(h)(7)(B)(i), (iv).
4

5 This is the fourth stipulation to continue the Status Conference Hearing.

6
7 **CONCLUSIONS OF LAW**

8 The ends of justice served by granting the requested continuance outweigh the best
9 interest of the public and the defendant in a speedy trial because the failure to grant it would
10 likely result in a miscarriage of justice. This continuance is excludable under the Speedy
11 Trial Act, Title 18 U.S.C. § 3161 (h)(7)(A) based on the factors outlined in §161(h)(7)(B)(i),
12 (iv).

13 **ORDER**

14 IT IS FURTHER ORDERED that the Status Conference currently scheduled for
15 April 13, 2022 at the hour of 9:00 a.m., is vacated and continued to May 18, 2022 at the
16 hour of 9:00 a.m. in Courtroom 3D.
17

18 DATED April 6, 2022

19
20 BY: 
21 U.S. MAGISTRATE JUDGE ELAYNA J. YOUCHAH
22
23
24
25
26